

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MARCUS SHARIF MCNEAL,
Petitioner

BRIAN E. WILLIAMS, et al.,
Respondents

Case No.: 2:16-cv-01618-JAD-GWF

Order Directing Additional Briefing on Request to Amend Petition

[ECF No. 39]

Following the August 27, 2018, order in this case granting respondents' motion to
s in part and finding several of the claims in this habeas petition unexhausted, petitioner
s Sharif McNeal moves for leave to file an amended petition, for court-appointed counsel,
r a stay and abeyance.¹ Respondents oppose McNeal's amendment request on the ground
McNeal has not attached a copy of his proposed amended petition.² McNeal replied by
tting a copy of a proposed amended petition.³

Respondents will be given an opportunity to supplement their response to the motion to amend in light of the proposed amended petition, and McNeal will be given leave to file a supplemental reply to the supplemental response. And because McNeal indicates that he has not received a copy of the order on respondents' motion to dismiss,⁴ I direct the Clerk of Court to send McNeal a copy of the August 27, 2018, order [ECF No. 38].

Accordingly, IT IS HEREBY ORDERED that **respondents have until December 19, 2018, to file any supplement** to their response to the motion to amend in light of the proposed amended petition. Should respondents fail to file a timely supplement, briefing on the motion to

¹ ECF No. 39.

2 ECF No. 40.

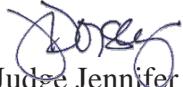
³ ECF Nos. 41 & 42.

⁴ ECF No. 41.

1 amend will be deemed closed and the motion will stand submitted. If respondents file a timely
2 supplement, **McNeal will have 30 days from the filing of that supplement to file a**
3 **supplemental reply. No further briefing on this issue will be considered.**

4 IT IS FURTHER ORDERED that the Clerk of Court will **SEND a copy of the August**
5 **27, 2018, order [ECF No. 38] to McNeal.**

6 Dated: November 18, 2018

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8 U.S. District Judge Jennifer A. Dorsey

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